

**MISSOURI DEPARTMENT OF NATURAL RESOURCES
LAND RECLAMATION COMMISSION**

In the Matter of:)	
)	
MAGRUDER LIMESTONE CO., INC.)	Proceeding Under
Osage Beach Quarry, Miller County, Mo.,)	The Land Reclamation Act,
<i>Applicant,</i>)	Sections 444.760 – 444.789, RSMo.
)	
LAKE OZARK – OSAGE BEACH)	
JOINT SEWER BOARD, et al)	
<i>Petitioners,</i>)	
)	
v.)	Expansion of Permit # 0086.
)	
LARRY P. COEN,)	
Staff Director,)	
Land Reclamation Program,)	
Division of Environmental Quality,)	
<i>Respondent,</i>)	

ORDER ON REVISED EVIDENTIARY HEARING SCHEDULE

Based upon information provided to the Hearing Officer and the Proposed Trial Schedule submitted by the parties, we will proceed with the Evidentiary Hearing commencing at 9:00 am each morning, as follows:

Monday, April 28, 2008

Completion of Individual Petitioner's Cases in Chief – Testimony of Robert Zawislak.

Respondent's Case in Chief.

Tuesday, April 29, 2008

Applicant's Case in Chief – Fact Witness Dean McDonald

Petitioner Board's Case in Chief – Fact Witnesses disposed; those not being deposed.

Wednesday, April 30, 2008

Petitioner Board's Case in Chief – Fact Witnesses disposed; those not being deposed.

Thursday, May 1 and Friday, May 2 the parties will complete depositions, so the Evidentiary Hearing will be adjourned until Friday, May 23 at 9:00 am. At which time, Applicant will present its case in chief expert witnesses to be followed by Petitioner Board's case in chief expert witnesses. Attorneys are to be prepared on Monday, April 28th to set additional trial dates to follow May 23 for the completion of the Evidentiary Hearing.

Certification of Service

The Hearing Officer certifies that he has sent a copy of this Order to the Attorneys of record for Applicant, Joint Sewer Board, McGovern Petitioners and Respondent by email attachment on April 22, 2008.

SO ORDERED: April 22, 2008.

MISSOURI DEPARTMENT OF NATURAL RESOURCES



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